



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Timothy A.M. Chuter, et al.  
Serial No.: 10/090,492  
Filed: March 4, 2002

Confirmation No. 5068  
Examiner: Amy T. Lang  
Art Unit: 3731  
Docket: **06-00990US01**  
[209.0820001]

Title: ENDOVASCULAR GRAFT DEVICE AND METHODS FOR ATTACHING  
COMPONENTS THEREOF

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items and information (as indicated with an "X"):

- ☒ Return postcard (1).
- ☒ Communication re Notice of Appeal Fee (1 pg.).
- ☒ Check in the amount of \$40.00 to cover the Notice of Appeal Fee Increase.
- ☒ Form PTO/SB/31 Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (1 pg.)

**CERTIFICATE UNDER 37 C.F.R. §1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450, on this 15 day of September 2009.

Name Jillian K. Aue  
Signature Jillian K. Aue

Respectfully Submitted,  
Timothy A.M. Chuter, et al.

By: Brooks, Cameron & Huebsch, PLLC  
1221 Nicollet Avenue, Suite 500  
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Atty: Edward J. Brooks III  
Reg. No.: 40,925  
Date: 9/15/2009



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**COMMUNICATION RE: NOTICE OF APPEAL FEE**

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

A Notice of Appeal accompanied by the fee set forth in 37 CFR § 41.20(b)(1) was previously filed in the above-identified application on June 26, 2006. However, prosecution was reopened prior to a decision on the merits by the Board of Patent Appeals and Interferences. As such, Appellant respectfully requests that the previously paid Notice of Appeal fee be applied to this Notice of Appeal, in accordance with MPEP §§ 1204.01 and 1207.04. Applicant has enclosed a check in the amount of \$40.00 to cover the most recent fee increase.

Please contact the below signed attorney if there are any questions regarding this communication.

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Jillian K. Awe  
Name

[Signature]  
Signature

Respectfully Submitted,  
Timothy A.M. Chuter, et al.

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Date: 9/15/2009